



REGISTRAR OF REGULATIONS

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COMMONWEALTH of VIRGINIA

Department of Health DIVISION OF SHELLFISH SANITATION

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NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 082-160, NANDUA CREEK

EFFECTIVE 4 OCTOBER 2005

Pursuant to Title 28.2, Chapter 8, §§28.2-803 through 28.2-808, §32.1-20, and §9-6.14:4.1, B.16 of the *Code of Virginia*:

1. The "Notice and Description of Shellfish Area Condemnation Number 160, Nandua Creek," effective 13 October 2003, is cancelled effective 4 October 2005.
2. Condemned Shellfish Area Number 082-160, shown as Sections A, B and C, is established, effective 4 October 2005. It shall be unlawful for any person, firm, or corporation to take shellfish from these areas for any purpose, except by permit granted by the Marine Resources Commission, as provided in Section 28.2-810 of the *Code of Virginia*. The boundaries of these areas are shown on the map titled "Nandua Creek, Condemned Shellfish Area Number 082-160, 4 October 2005" which is part of this notice.
3. The Department of Health will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision of this order.

BOUNDARIES OF CONDEMNED AREA NUMBER 082-160

- A. The condemned area shall include all of that portion of Nandua Creek, including Kusian Cove, lying upstream of a line drawn between latitude/longitude map coordinate (37°37'37.5", -75°51'14.2") and map coordinate (37°37'34.3", -75°51'11.9").
- B. The condemned area shall include all of that portion of Back Creek and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (37°38'01.4", -75°52'51.9") and map coordinate (37°37'54.4", -75°52'51.4").
- C. The condemned area shall include all of that portion of McLean Gut and its tributaries lying upstream of a line drawn between latitude/longitude map coordinate (37°36'53.5", -75°52'08.0") and map coordinate (37°36'53.7", -75°52'00.7").

Recommended by:

Director, Division of Shellfish Sanitation

Ordered by:

State Health Commissioner

05/20/2005

Date

VDH VIRGINIA
DEPARTMENT
OF HEALTH
Protecting You and Your Environment

www.vdh.virginia.gov/shellfish

Virginia Department of Health
Nandua Creek
Condemned Shellfish Area Number 082-160
4 October 2005

